

# NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

## NOTICE OF RULEMAKING DOCKET OPENING

### DEPARTMENT OF TRANSPORTATION COMMERCIAL PROGRAMS

1. **Title and its heading:** 17, Transportation  
**Chapter and its heading:** 5, Department of Transportation  
Commercial Programs  
**Article and its heading:** 4, Dealers  
**Section number:** R17-5-408
2. **The subject matter of the proposed rule:**

R17-5-408 is a new rule proposed by the Division. It prescribes the Division's responsibilities for two types of suspensions. The first is a dealer or manufacturer license plate suspension. A.R.S. § 28-4538(A) authorizes the Division to suspend any or all dealer license plates issued to a dealer for not more than three months if a dealer violates A.R.S. §§ 28-4532 through 28-4537. A.R.S. § 28-4538(B) authorizes the Division to suspend the right of a dealer or manufacturer to use a dealer or manufacturer license plate that was provided to the dealer or manufacturer pursuant to A.R.S. §§ 28-4533, 28-4540, or 28-4544, if the dealer or manufacturer license plate is displayed on a work or service vehicle, a vehicle used for private use, or a vehicle for hire. The second type of suspension is the temporary registration plate "TRP" issue authority suspension. A.R.S. § 28-4554(A) authorizes the Division to suspend the right of a dealer to issue TRPs, if the dealer has not complied with A.R.S. §§ 28-4546 through 28-4553, as prescribed in A.R.S. § 28-4554.
3. **A citation to all published notices relating to the proceeding:**

Notice of Rulemaking Docket Opening: 9 A.A.R. 183, January 24, 2003  
Notice of Proposed Rulemaking: 9 A.A.R. 596, February 28, 2003  
Notice of Termination of Rulemaking: 9 A.A.R. 1124, April 4, 2003
4. **The name and address of agency personnel to whom persons may communicate regarding the rule:**

Name: Troy A. Walters, Rules Analyst  
Address: Administrative Rules Unit  
Department of Transportation, Mail Drop 507M  
3737 N. 7th Street, Suite 160  
Phoenix, AZ 85014-5079  
Telephone: (602) 712-6722  
Fax: (602) 241-1624  
E-mail: twalters@dot.state.az.us

Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at [www.dot.state.az.us/about/rules/index.htm](http://www.dot.state.az.us/about/rules/index.htm).
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**

Oral and written comments will be accepted by the analyst listed in item #4 between 8:00 a.m. and 4:30 p.m. MST, Monday through Friday, except legal holidays.
6. **A timetable for agency decisions or other action on the proceeding, if known:**

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF TRANSPORTATION  
OVERDIMENSIONAL PERMITS

1. **Title and its heading:** 17, Transportation  
**Chapter and its heading:** 6, Department of Transportation  
Overdimensional Permits  
**Articles and their headings:** 1, General Provisions  
2, Permit Classes  
3, Safety Requirements  
4, Transport Restrictions  
**Section numbers:** Table 1, R17-6-201, R17-6-306, R17-6-307, R17-6-406, and Table 4  
(Articles and Sections may be added, modified, or deleted as necessary.)
2. **The subject matter of the proposed rule:**  
The agency has requested that the rules referenced above be amended for clarity and conciseness. These amendments include, but are not limited to, the following: Adjusting threshold dimensions; adjusting width allowances on specified highways; requiring a permittee provided communications link between DPS and the driver of a load or escort vehicle to assist with traffic control during holiday transport; clarifying the vehicle or load overhang provision; clarifying night movement dimensions; removing an unneeded reference; and adding weight restrictions.
3. **A citation to all published notices relating to the proceeding:**  
None
4. **The name and address of agency personnel to whom persons may communicate regarding the rule:**  
Name: Troy A. Walters, Rules Analyst  
Address: Administrative Rules Unit  
Department of Transportation, Mail Drop 507M  
3737 N. 7th Street, Suite 160  
Phoenix, AZ 85014-5079  
Telephone: (602) 712-6722  
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5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
No oral proceeding has been scheduled for these rules. Comments may be made to the agency official listed in item #4 from 8:00 a.m. to 4:30 p.m., Monday through Friday, except state holidays.
6. **A timetable for agency decisions or other action on the proceeding, if known:**  
To be determined